



Atty Docket: CVNT 1017-1

**COMBINED DECLARATION AND POWER OF ATTORNEY
FOR UTILITY PATENT APPLICATION**

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**ARCHITECTURE FOR ACCESS TO EMBEDDED FILES USING A SAN
INTERMEDIATE DEVICE**

the specification of which

XX is attached hereto.
was filed on 25 January 2001 as Application No. 09/770,104
and was amended on _____
(if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a) which states in relevant part: "Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section....The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) and 1.98."

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate as indicated below and have also identified below any foreign application for patent or inventor's certificate on this invention having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

Priority Claimed

(Number)

(Country)

(Day/Month/Year Filed)

Yes

No

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s), and under §119(e) of any United States provisional application(s), listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulation, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.)

(Filing Date)

(Patented, Pending, Abandoned)

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith, and to file, prosecute and to transact all business in connection with international applications directed to said invention:

Mark A. Haynes - Reg. No. 30,846
Ernest J. Beffel, Jr. - Reg. No. 43,489
James F. Hann - Reg. No. 29,719

Address all correspondence to:

CUSTOMER NO. 22470

Mark A. Haynes
Haynes & Beffel LLP
P.O. Box 366
Half Moon Bay, CA 94019

Direct all telephone calls to Mark A. Haynes at (650) 712-0340.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, United States Code, §1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first joint
inventor, if any:

Alan Ray Merrell

Inventor's signature:

Alan Ray Merrell

Date:

April 18, 2001

Citizenship:

U.S.A.

Residence:

48835 Chenin Blanc Drive

Fremont, CA 94539

Post Office Address:

Same as above.

Full name of **second** joint
inventor, if any:

Stephen Gouze Luning

Inventor's signature:

Date:

Citizenship:

U.S.A.

Residence:

3802 Stevenson Avenue

Austin, Texas 78703-2048

Post Office Address:

Same as above.



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Prior Foreign Application(s)			Priority Claimed	
(Number)	(Country)	(Day/Month/Year Filed)	Yes	No

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Full name of **first** joint
inventor, if any:

Alan Ray Merrell

Inventor's signature:

Date:

Citizenship:

U.S.A.

Residence:

48835 Chenin Blanc Drive

Fremont, CA 94539

Post Office Address:

Same as above.

Full name of **second** joint
inventor, if any:

Stephen Gouze Luning

Inventor's signature:

Stephen Gouze Luning

Date:

3/14/01

Citizenship:

U.S.A.

Residence:

3802 Stevenson Avenue

Austin, Texas 78703-2048

Post Office Address:

Same as above.